

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE ANTONY DOMINIC

MONDAY, THE 15TH OCTOBER 2007 / 23RD ASWINA 1929

WP(C).No. 30338 of 2007(J)

PETITIONER:

**M/S.ALAPATT MARINE EXPORTS, AROOR,
ALAPPUZHA DISTRICT, REPRESENTED BY ITS
MANAGING PARTNER, JOSE ALAPATT.**

**BY ADV. SRI.V.P.SUKUMAR
SRI.KURRYAN THOMAS**

RESPONDENTS:

- 1. THE COMMERCIAL TAX OFFICER,
KUTHIATHODE,**
- 2. THE DEPUTY COMMISSIONER (APPEALS),
COMMERCIAL TAXES, KOLLAM.**
- 3. THE INSPECTING ASSISTANT COMMISSIONER,
COMMERCIAL TAXES, ALAPPUZHA.**

BY GOVERNMENT PLEADER SRI. K.P. PRADEEP

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 15/10/2007, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

ANTONY DOMINIC,J.

W.P (C) No. 30338 of 2007

Dated this the 15th October, 2007

J U D G M E N T

Aggrieved by Exhibit-P1 order of assessment, petitioner has filed Exhibit -P2 appeal before the 2nd respondent. Petitioner submits that Exhibit-P3 stay petition is also pending. In the meanwhile, revenue recovery has been initiated as per Exhibit P4 and hence this writ petition.

2. I heard the learned counsel for the petitioner and learned Government Pleader also.

3. Since appeal is pending consideration of the appellate authority, I dispose of this writ petition directing the 2nd respondent to consider and pass orders on Exhibit-P2 appeal with notice to the petitioner, as expeditiously as possible, at any rate, within two months from the date of receipt of a copy of this judgment. In the meantime, revenue recovery proceedings initiated as per Exhibit P4 will stand deferred on petitioner remitting an amount of Rs.1.5 lakhs within three weeks from today.

(ANTONY DOMINIC, JUDGE)

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K.THANKAPPAN,J

CRL.A. NO.92 OF 1999

ORDER

25th May, 2007